

THOMAS M. HERLIHY (SBN 83615)
JOHN T. BURNITE (SBN 162223)
WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP
525 Market Street, 17th Floor
San Francisco, CA 94105-2725
Tel.: (415) 433-0990
Fax: (415) 434-1370
Email: herlihy@wilsonelser.com
john.burnite@wilsonelser.com

Attorneys for Defendants
UNUM GROUP (previously known as
UNUMPROVIDENT CORPORATION),
THE PAUL REVERE LIFE INSURANCE COMPANY,
and NEW YORK LIFE INSURANCE COMPANY

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

LEWIS G. SHEPLER II, M.D.

Plaintiff,

VS.

UNUMPROVIDENT CORPORATION; THE
PAUL REVERE LIFE INSURANCE
COMPANY and UNUM GROUP, inclusive,

Defendant.

Case No.: C08-00240 MEJ

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE;
~~[PROPOSED]~~ ORDER**

The parties, plaintiff Lewis G. Shepler II, M.D. and defendants Unum Group (previously known as UnumProvident Corporation), The Paul Revere Life Insurance Company, and New York Life Insurance Company ("defendants"), hereby stipulate to continue the Case Management Conference presently scheduled for March 12, 2009 to April 30, 2009. The parties are engaged in ongoing settlement negotiations and need additional time to discuss settlement.

IT IS SO STIPULATED.

KNOX RICKSEN, LLP

Dated: March 5, 2009

By _____/s/_____

Thomas E. Fraysse

Attorney for Plaintiff

LEWIS G. SHEPLER II, M.D.

WILSON, ELSER, MOSKOWITZ, EDELMAN &

DICKER LLP

Dated: March 5, 2009

By _____/s/_____

Thomas M. Herlihy

John T. Burnite

Attorney for Defendants

UNUM GROUP (Previously known as
UNUMPROVIDENT CORPORATION),
THE PAUL REVERE LIFE INSURANCE
COMPANY and NEW YORK LIFE
INSURANCE COMPANY

ORDER

IT IS SO ORDERED that the Case Management Conference be continued to April 30, 2009.

Date: March 5, 2009

UNITED STATES MAGISTRATE JUDGE